

1 RENE L. VALLADARES  
2 Federal Public Defender  
State Bar No. 11479  
JOY CHEN  
3 Assistant Federal Public Defender  
4 411 E. Bonneville, Ste. 250  
Las Vegas, Nevada 89101  
(702) 388-6577/Phone  
(702) 388-6261/Fax  
5 Joy\_Chen@fd.org

6 Attorney for Joshua Hubbard

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8 **UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

9 UNITED STATES OF AMERICA,

Case No. 2:22-mj-00025-DJA

10 Plaintiff,

ORDER **to Extend Deadlines**  
**to Conduct Preliminary Hearing and**  
**File Indictment (Third Request)**

11 v.

12 JOSHUA HUBBARD,

13 Defendant.

14

15 IT IS HEREBY STIPULATED AND AGREED, by and between JASON M.

16 FRIERSON, United States Attorney, and JUSTIN J. WASHBURNE, Assistant United  
17 States Attorney, counsel for the United States of America, and JOY CHEN, Assistant  
18 Federal Public Defender, counsel for Defendant JOSHUA HUBBARD, that the  
19 preliminary hearing in the above-captioned matter, currently scheduled for February 26,  
20 2024 at the hour of 4:00 p.m., be vacated and continued for forty-five (45) days, to a date  
21 and time to be set by this Honorable Court.

22

23 This stipulation is entered into for the following reasons:

24

1. The parties have engaged in preliminary discussions for a potential pre-indictment resolution of the case.

2. Defense counsel requires additional time to confer with the Defendant about how he would like to proceed.

3. If this matter is not resolved pre-indictment, government counsel needs additional time to bring this matter before the grand jury for indictment.

4. The parties agree to the continuance.

5. Defendant is in custody and does not object to the continuance.

6. Additionally, denial of this request for continuance could result in a miscarriage of justice.

7. The additional time requested herein is not sought for purposes of delay, but to allow for a potential pre-indictment resolution of the case.

8. The additional time requested by this stipulation, is allowed, with the defendant's consent under the Federal Rules of Procedure 5.1(d).

9. This is the third request for a continuation of the preliminary hearing.

DATED this 23rd day of February, 2024.

Respectfully submitted,

RENE VALLADARES  
Federal Public Defender

JASON M. FRIERSON  
United States Attorney

/s/ Joy Chen  
JOY CHEN  
Assistant Federal Public Defender  
Counsel for Defendant  
Joshua Hubbard

/s/ Justin J. Washburne  
JUSTIN J. WASHBURN  
Assistant United States Attorney

1                   **UNITED STATES DISTRICT COURT**  
2                   **DISTRICT OF NEVADA**

3                   UNITED STATES OF AMERICA,

4                   Plaintiff,

5                   v.

6                   JOSHUA HUBBARD,

7                   Defendant.

8                   Case No. 2:22-mj-00025-DJA

9  
10                  **ORDER                 on Stipulation**  
11                  **to Extend Deadlines to Conduct**  
12                  **Preliminary Hearing and File**  
13                  **Indictment**

14                  Based on the stipulation of counsel, good cause appearing, and the best interest of  
15                  justice being served; the time requested by this stipulation being excludable in computing  
16                  the time within which the defendant must be indicted and the trial herein must commence  
17                  pursuant to the Speedy Trial Act, 18 U.S.C. § 3161(b) and (h)(7)(A), and Federal Rule of  
18                  Criminal Procedure 5.1, considering the factors under 18 U.S.C. § 3161(h)(7)(B)(i) and (iv):

19                  IT IS THEREFORE ORDERED that the preliminary hearing currently scheduled  
20                  on February 26, 2024 at the hour of 4:00 p.m., be vacated and continued to  
21                  April 15, 2024, at 4:00 p.m., courtroom to be determined at a later date.

22                  26th

23                  DATED this \_\_\_ day of February, 2024.



24                  HONORABLE DANIEL J. ALBREGTS  
25                  UNITED STATES MAGISTRATE JUDGE